

# HOUSE JOURNAL

OF THE

## IDAHO LEGISLATURE

SECOND REGULAR SESSION  
SIXTY-THIRD LEGISLATURE

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**EIGHTH LEGISLATIVE DAY**  
**MONDAY, JANUARY 18, 2016**

House of Representatives

The House convened at 11 a.m., the Speaker in the Chair.

Roll call showed 68 members present.  
Absent – Beyeler, Troy. Total – 2.  
Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Katherine Poole, Page.

### **3RD ORDER**

#### **Approval of Journal**

January 18, 2016

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Fifth Legislative Day and recommend that same be adopted as corrected.

WILLS, Chairman

Mr. Wills moved that the report be adopted. Seconded by Mr. Gannon. Report adopted.

### **4TH ORDER**

#### **Consideration of Messages from the Governor and the Senate**

#### **THE OFFICE OF THE GOVERNOR**

#### **CERTIFICATE OF APPOINTMENT**

**KNOW ALL MEN**, that pursuant to the provisions of Section 59-917, Idaho Code, JOHN RUSCHE, State Representative, District 6, Seat B, Lewis & Nez Perce County, State of Idaho, has nominated, BRAD CUDDY, of Lewiston, Idaho, to perform the duties of this office temporarily as Acting State Representative, District 6, Seat B.

**NOW, THEREFORE, I, C.L. "BUTCH" OTTER**, Governor of the State of Idaho, by virtue of the authority vested in me do hereby appoint Brad Cuddy of Lewiston, Idaho, to the office of Acting State Representative, District 6, Seat B, for a term commencing January 18, 2016, and continuing until such time as Representative Rusche is able to resume his duties.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Idaho at the Capitol in Boise on this 8th day of January, in the year of our

Lord two thousand and sixteen, and of the Independence of the United States of America, the two hundred and fortieth year.

/s/ C.L. "BUTCH" OTTER  
Governor

/s/ LAWRENCE DENNEY  
Secretary of State

The Certificate of Appointment was ordered filed in the office of the Chief Clerk.

The Speaker announced the oath of office had previously been administered to Brad Cuddy.

### **5TH ORDER**

#### **Report of Standing Committees**

January 18, 2016

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled [HCR 27](#) to the Secretary of State at 9:11 a.m., as of this date, January 15, 2016.

WILLS, Chairman

There being no objection, the House advanced to the Eighth Order of Business.

### **8TH ORDER**

#### **Introduction, First Reading, and Reference of Bills and Joint Resolutions**

#### **HOUSE BILL NO. 332**

#### **BY HEALTH AND WELFARE COMMITTEE**

AN ACT  
RELATING TO RESIDENTIAL CARE FACILITY ADMINISTRATORS; REPEALING SECTION 54-4208, IDAHO CODE, RELATING TO LICENSES AND EDUCATION AND TRAINING REQUIREMENTS; AND AMENDING SECTION 54-4209, IDAHO CODE, TO REVISE PROVISIONS REGARDING LICENSE RENEWAL AND REINSTATEMENT.

#### **HOUSE BILL NO. 333**

#### **BY HEALTH AND WELFARE COMMITTEE**

AN ACT  
RELATING TO OPTOMETRISTS; AMENDING SECTION 54-1522, IDAHO CODE, TO REVISE LICENSE RENEWAL PROVISIONS AND TO MAKE A TECHNICAL CORRECTION.

#### **HOUSE BILL NO. 334**

#### **BY HEALTH AND WELFARE COMMITTEE**

AN ACT  
RELATING TO PHYSICAL THERAPY; REPEALING SECTION 54-2214, IDAHO CODE, RELATING TO LICENSE RENEWAL, FEES AND REPORTING REQUIREMENTS; AND AMENDING SECTION 54-2215, IDAHO CODE, TO REVISE PROVISIONS REGARDING LICENSE RENEWAL AND REINSTATEMENT.

#### **HOUSE BILL NO. 335**

#### **BY HEALTH AND WELFARE COMMITTEE**

AN ACT  
RELATING TO CONTROLLED SUBSTANCES; AMENDING SECTION 37-2707, IDAHO CODE, TO REVISE THE LIST OF SCHEDULE II UNIFORM CONTROLLED SUBSTANCES AND TO MAKE A TECHNICAL CORRECTION.

**HOUSE BILL NO. 336**  
**BY HEALTH AND WELFARE COMMITTEE**  
AN ACT

RELATING TO THE BOARD OF PHARMACY; AMENDING SECTION 54-1710, IDAHO CODE, TO REMOVE OBSOLETE LANGUAGE; AMENDING SECTION 54-1713, IDAHO CODE, TO REMOVE OFFICER TERM LIMITS; AND AMENDING SECTION 54-1714, IDAHO CODE, TO INCREASE BOARD MEMBER COMPENSATION.

**HOUSE BILL NO. 337**  
**BY HEALTH AND WELFARE COMMITTEE**  
AN ACT

RELATING TO PRESCRIPTIONS; AMENDING SECTION 37-2726, IDAHO CODE, TO PROVIDE THAT MEDICAL EXAMINERS OR CORONERS MAY HAVE ACCESS TO INFORMATION IN THE PRESCRIPTIONS DATABASE UNDER CERTAIN CIRCUMSTANCES.

**HOUSE BILL NO. 338**  
**BY HEALTH AND WELFARE COMMITTEE**  
AN ACT

RELATING TO LEGEND DRUGS; AMENDING SECTION 54-1734, IDAHO CODE, TO CLARIFY WHICH PERSONS MAY POSSESS LEGEND DRUGS.

**HOUSE BILL NO. 339**  
**BY HEALTH AND WELFARE COMMITTEE**  
AN ACT

RELATING TO CONTROLLED SUBSTANCES; AMENDING SECTION 37-2720, IDAHO CODE, TO CLARIFY THAT CONTROLLED SUBSTANCES SHALL BE STORED IN ACCORDANCE WITH APPLICABLE LAW AND RULE.

**HOUSE BILL NO. 340**  
**BY HEALTH AND WELFARE COMMITTEE**  
AN ACT

RELATING TO CONTRACEPTIVES AND PROPHYLACTICS; REPEALING CHAPTER 8, TITLE 39, IDAHO CODE, REGARDING REGULATION OF CONTRACEPTIVES AND PROPHYLACTICS.

**HOUSE BILL NO. 341**  
**BY HEALTH AND WELFARE COMMITTEE**  
AN ACT

RELATING TO THE PATIENT FREEDOM OF INFORMATION ACT; AMENDING SECTION 54-4601, IDAHO CODE, TO REVISE LANGUAGE REGARDING LEGISLATIVE PURPOSE; AMENDING SECTION 54-4602, IDAHO CODE, TO REVISE DEFINITIONS; REPEALING SECTION 54-4603, IDAHO CODE, RELATING TO PATIENT ACCESS TO PROVIDER INFORMATION; AMENDING CHAPTER 46, TITLE 54, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 54-4603, IDAHO CODE, TO PROVIDE FOR PUBLIC ACCESS TO CERTAIN INFORMATION; AND REPEALING SECTION 54-4604, IDAHO CODE, RELATING TO INFORMATION AND ACCESS TO PROVIDER PROFILE INFORMATION.

[H 332](#), [H 333](#), [H 334](#), [H 335](#), [H 336](#), [H 337](#), [H 338](#), [H 339](#), [H 340](#), and [H 341](#) were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

There being no objection, the House advanced to the Fifteenth Order of Business.

**15TH ORDER**  
**Announcements**

Announcements were made to the body.

**16TH ORDER**  
**Adjournment**

Mr. Moyle moved that the House adjourn until 11 a.m., Tuesday, January 19, 2016. Seconded by Mr. Erpelding. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:15 a.m.

SCOTT BEDKE, Speaker

ATTEST:

BONNIE ALEXANDER, Chief Clerk